

JC474 U.S. PTO
09/616426



FILED IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Sec: lsw Check #: 10921 \$78.00

Serial No.: 09/616,426

Title: Epidermal Positioning Mechanism

Applicant: Wallace J. Beaudry

Mailed: 27 August 2002 Via First Class Mail

Docket #: 8115.12394A-PCT US DIV 1



Enclosures: Amendment Transmittal; Preliminary Amendment C;
Check No. 10921; return postcard



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3761/\$
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wallace J. Beaudry

Atty. Docket No.: 8115.12394A-PCT US DIV 1

Serial No.: 09/616,426

Examiner: Unknown

Filed: 14 July 2000

Group Art Unit: 3761

For: Epidermal Positioning Mechanism

Commissioner for Patents
Washington, D.C. 20231

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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

☒ a small entity

☐ other than a small entity.

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CERTIFICATE OF MAILING (37 CFR 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United State Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Date: 27 August 2002

Linda S. Wenzel

Type or print name of person mailing paper

Linda S. Wenzel
(Signature of person mailing paper)

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) - If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply
(complete (a) or (b) as applicable)

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

	Extension (months)	Fee for other than Small Entity	Fee for Small Entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$1440.00	\$ 720.00
<input type="checkbox"/>	five months	\$1960.00	\$ 980.00

Fee: \$ _____

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$ _____

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Additional Fee (Small Entity)	Additional Fee (Large Entity)
Total Claims 37 CFR 1.16(c)*	24	-20 =	4	x \$ 9.00	\$36	\$72
Independent Claims (37 CFR 1.16(b)**	4	-3 =	1	x \$ 42.00	\$42	\$84
First Presentation of Multiple Dependent claim(s) if any (37 CFR 1.16(d))				\$140.00	\$0	\$0
Total Additional Fee					\$78	\$156

* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".

** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: "After final rejection or action (S 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR S 1.116(a) (emphasis added).

(complete (c) or (d) as applicable)

(c) ☐ No additional fee for claims is required.

OR

(d) ☒ Total additional fee for claims required \$ 78.00.

FEE PAYMENT

5. ☒ Attached is a check in the sum of \$ 78.00.

☐ Charge Account No. _____ the sum of \$ _____.

A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: *If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).*

6. ☒ If any additional extension and/or fee is required, charge Account No. 06-2360.

AND/OR

☒ If any additional fee for claims is required charge Account No. 06-2360

Reg. No.: 46,436

Tel. No.: (262) 783 - 1300

Laura A. Dable
Laura A. Dable

RYAN KROMHOLZ & MANION, S.C.

Post Office Box 26618

Milwaukee, Wisconsin 53226



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PRELIMINARY AMENDMENT C

Box Non-Fee Amendment
Commissioner for Patents
Washington, D.C. 20231

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Dear Sir:

AMENDMENTS

Please add the following new claims:

104. A method of moving a first predetermined epidermal area relative to a laterally spaced, second predetermined epidermal area, the method comprising the steps of:

anchoring an adhesive coated anchoring structure to said first predetermined epidermal area;
coupling a marginal area of said anchoring structure to a marginal area of an elastic member;
coupling an oppositely disposed marginal area of said elastic member to a second adhesive coated anchoring structure;

anchoring said second adhesive coated anchoring structure to said second epidermal area, whereby said first and said second predetermined epidermal areas are moved relative to one another.

105. The method of claim 104 wherein said anchoring structures each include a first side and a second side.

106. The method of claim 105 wherein an adhesive material is located on said first side of said anchoring structures, the first sides further including a plurality of slits having a predetermined shape.

107. The method of claim 106 wherein said predetermined shape of the slits is a U shape.

108. The method of claim 104 wherein said elastic member includes at least one side having a medicinal material thereon.

109. A method of moving a first predetermined epidermal area relative to a laterally spaced, second predetermined epidermal area, the method comprising the steps of: